

CITY OF MENASHA
COMMON COUNCIL
Third Floor Council Chambers
140 Main Street, Menasha
Monday, June 20, 2016
MINUTES

A. CALL TO ORDER

Meeting called to order by Mayor Merkes at 6:00 p.m.

B. PLEDGE OF ALLEGIANCE

Pledge of Allegiance was recited.

C. ROLL CALL/EXCUSED ABSENCES

PRESENT: Aldermen Zelinski, Spencer, Benner, Nichols, Taylor, Krautkramer, Collier, Keehan.

ALSO PRESENT: Mayor Merkes, CA Captain, PC Styka, FC Kloehn, DPW Radtke, AP Englebert, ASD Steeno, PRD Tungate, PHD McKenney, Clerk Galeazzi.

D. PUBLIC HEARING

None

E. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY

(five (5) minute time limit for each person)

Mike Hagens, N319 Breezewood Drive, Appleton. City and Harrison need to work together to support development on the east side of City.

Vince Knuth, 42 Lawson Street, Menasha. Opposed to the Loop the Lake trail and the City purchasing 100 Fox Street.

Kathy Stahl, 44 DePere Street, Menasha. No signage when Broad Street parking ramp is available for public use; police presence at parking ramp.

Ron Pruss, 217 Lake Street, Menasha. Neighbors harassing him and damaging his property.

F. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

1. Introduction and Oath of Office, Fire Chief Kevin Kloehn

Clerk Galeazzi administered a ceremonial Oath of Office to Fire Chief Kevin Koehn. FC Kloehn stated he looks forward to working with the Council and serving the residents of the Cities of Menasha and Neenah as Fire Chief.

2. AP Englebert—Landmarks Photo Contest Winner

Paul Brunette, Chairman of Landmarks Commission, introduced Sue Ellen John the winner of the Landmarks Photo Contest. Ms. John received gift certificates from Menasha merchants.

3. Clerk Galeazzi - the following minutes and communications have been received and placed on file:

Minutes to receive:

- a. [Administration Committee, 6/6/2016](#)
- b. [Board of Health, 5/18/2016](#)
- c. [Board of Public Works, 6/6/2016](#)
- d. [Committee on Aging, 5/12/2016](#)
- e. [Landmarks Commission, 6/8/2016](#)
- f. [Library Board, 5/25/2016](#)
- g. [NMFR Joint Finance & Personnel, 6/7/2016](#)
- h. [Plan Commission, 6/7/2016](#)
- i. [Water & Light Commission, 5/25/2016](#)

Communications:

j. [Valley Transit Refund](#)

Moved by Ald. Benner seconded by Ald. Keehan to receive Minutes and Communications a-j.
General discussion ensued on Landmarks Commission item-allocating stone from former bank site.
Motion carried on voice vote.

G. CONSENT AGENDA

(Prior to voting on the Consent Agenda, items on the Consent Agenda may be removed at the request of any Alderman and place immediately following action on the Consent Agenda. The procedures to follow for the Consent Agenda are: (a) removal of items from Consent Agenda; and (b) motion to approve the items from Consent Agenda.)

Minutes to approve:

1. [Common Council 6/6/2016](#)

Board of Public Works, 6/6/2016, Recommends

2. [Street Use Application – Community First Fox Cities Marathon Presented by Miron Construction; Sunday, September 18, 2016; 7:00 AM – 2:00 PM; \(Community First Credit Union\)](#)

NMFR Joint Finance & Personnel, 6/7/2016. Recommends to

3. [Authorize hiring one firefighter after July 7, 2016 and subject to Kevin Kloehn not returning to his line staff position.](#)

Ald. Taylor requested to remove items 1 & 3 from Consent Agenda.

Moved by Ald. Benner seconded by Ald. Keehan to approve Consent Agenda item 2.
Motion carried on roll call 8-0.

H. ITEMS REMOVED FROM THE CONSENT AGENDA

Moved by Ald. Benner seconded by Ald. Nichols to approve Consent Agenda item 1, Common Council Minutes of 6/6/2016.

General discussion ensued on responding to public comments from residents.
Motion carried on voice vote.

Moved by Ald. Benner seconded by Ald. Keehan to approve Consent Agenda item 3, authorize hiring one firefighter after July 7, 2016 and subject to Kevin Kloehn not returning to his line staff position.
General discussion ensued on union contract allows firefighter 30 days to return to previous position.
Motion carried on roll call 8-0.

I. ACTION ITEMS

1. [Accounts payable and payroll for the term of 6/9/2016-6/16/2016 in the amount of \\$2,716,832.82](#)

Moved by Ald. Nichols seconded by Ald. Keehan to approve accounts payable and payroll.
General discussion ensued on expenditures.
Motion carried on roll call 8-0.

2. [Beverage Operators License Applications for the 2015-2017 licensing period.](#)

Moved by Ald. Nichols seconded by Keehan to approve beverage operator's license applications for the 2015-2017 licensing period as listed in memo dated 6/15/16.
Motion carried on roll call 8-0.

3. [Liquor License Applications for 2016-2017 licensing year.](#)

a. [Liquor License Application for Rebecca Mader, d/b/a Your Daily Grind, 204 Main Street](#)

Clerk Galeazzi explained the request of Rebecca Mader to postpone action on the liquor license to a future meeting so they can be compliant with all City requirements.

Moved by Ald. Nichols seconded by Ald. Taylor to postpone to July 5, 2016.
Motion carried on voice vote.

b. [Liquor License Application for Lake Park Swim and Fitness, Megan Collins/Agent, 730 Lake Park Road](#)

Clerk Galeazzi explained the request of Lake Park Swim and Fitness to postpone action on the liquor license to a future meeting so they can be compliant with all City requirements.

Moved by Ald. Benner seconded by Ald. Krautkramer to postpone until real estate taxes are paid.
Motion carried on roll call 8-0.

c. [Liquor License Application for Margaritaville Lounge LLC, Jennifer Almeida Sandoval/Agent, 6 Tayco Street](#)

Clerk Galeazzi explained the request of Margaritaville Lounge to postpone action on the liquor license to a future meeting so they can be compliant with all City requirements.

Moved by Ald. Nichols seconded by Ald. Keehan to postpone to July 5, 2016.
Motion carried on roll call 8-0.

4. [Remove from Table—Special Use Permit, 222 Washington Street](#)

Moved by Ald. Nichols seconded by Ald. Keehan to remove from table, Special Use Permit for 222 Washington Street.
Motion carried on roll call 8-0.

Moved by Ald. Nichols seconded by Ald. Collier to approve Special Use Permit for 222 Washington St. General discussion ensued on blocking out lower windows of the building.

Moved by Ald. Taylor seconded by Ald. Zelinski to amend, lower windows on east side of building remain as is.

General discussion ensued on improvements to property, use of property, owner of property has addressed concerns of Council.

Doug Schmidt, owner, addressed the Council. He explained the new use of the building does not require windows on the east side. He also explained the improvements that have been made to the property.

Motion on amendment fails on roll call 3-5.

Ald. Taylor, Zelinski, Benner voted yes. Ald. Nichols, Krautkramer, Collier, Keehan, Spencer voted no.

Original motion to approve Special Use Permit for 222 Washington Street carried on roll call 6-2.

Ald. Nichols, Krautkramer, Collier, Keehan, Zelinski, Spencer voted yes. Ald. Taylor, Benner voted no.

J. HELD OVER BUSINESS

1. [R-17-16 Resolution Approving a 2016 Budget Adjustment for the Purpose of Acquiring a Vacant Lot at 100 Fox Street for the Loop the Lake Trail Project Introduced by Alderman Nichols](#)

Moved by Ald. Nichols seconded by Ald. Keehan to approve R-17-16 Resolution Approving a 2016 Budget Adjustment for the Purpose of Acquiring a Vacant Lot at 100 Fox Street for the Loop the Lake Trail Project.

General discussion ensued on the agreement with the railroad.

CA Captain explained the terms of the agreement with the railroad.

Ald. Taylor stated Point of Order – railroad agreement is not on the agenda for discussion.

Mayor Merkes ruled in favor of Point of Order.

General discussion ensued on the cost to move the trail; alternative routes of the trail; budget of project.

Motion carried on roll call 6-2.

Ald. Nichols, Krautkramer, Collier, Keehan, Spencer, Benner voted yes. Ald. Taylor, Zelinski voted no.

K. ORDINANCES AND RESOLUTIONS

1. [O-4-16 An Ordinance Amending Title 2, Chapter 1 of the Code of Ordinances \(Polling Places\). \(Introduced by Ald. Keehan\).](#)

Moved by Ald. Keehan seconded by Ald. Nichols to approve O-4-16 An Ordinance Amending Title 2, Chapter 1 of the Code of Ordinances (Polling Places).

Motion carried on roll call 8-0.

2. [O-5-16 An Ordinance Amending Title 7, Chapter 2 of the Code of Ordinances \(Reserve "Class B" Intoxicating Liquor License Fee\). \(Introduced by Ald. Keehan\)](#)

Moved by Ald. Keehan seconded by Ald. Krautkramer to approve O-5-16 An Ordinance Amending Title 7, Chapter 2 of the Code of Ordinances (Reserve "Class B" Intoxicating Liquor License Fee).

Motion carried on roll call 8-0.

3. [R-20-16 Preliminary Resolution Declaring Intent to Exercise Special Assessment Powers Under Section 66.0703 Wisconsin Statutes \(Second Addition to Woodland Hills\) Introduced by Alderman Krautkramer](#)

Moved by Ald. Krautkramer seconded by Benner to approve R-20-16 Preliminary Resolution Declaring Intent to Exercise Special Assessment Powers Under Section 66.0703 Wisconsin Statutes (Second Addition to Woodland Hills)

Motion carried on roll call 8-0.

4. [R-21-16 Preliminary Resolution Declaring Intent to Exercise Special Assessment Powers Under Section 66.0703 Wisconsin Statutes \(The Huelsbeck Property\) Introduced by Alderman Krautkramer](#)

Moved by Ald. Krautkramer seconded by Ald. Keehan to approve R-21-16 Preliminary Resolution Declaring Intent to Exercise Special Assessment Powers Under Section 66.0703 Wisconsin Statutes (The Huelsbeck Property).

Motion carried on roll call 8-0.

5. [R-22-16 Resolution Acknowledging Review of City of Menasha 2015 Compliance Maintenance Annual Report Under Wisconsin Administrative Code NR 208 \(Sanitary Sewer System\) \(Introduced by Ald. Krautkramer\)](#)

Moved by Ald. Krautkramer seconded by Ald. Collier to approve R-22-16 Resolution Acknowledging Review of City of Menasha 2015 Compliance Maintenance Annual Report Under Wisconsin Administrative Code NR 208 (Sanitary Sewer System).

Motion carried on roll call 8-0.

L. APPOINTMENTS

1. [Accept the Resignation of Sue Pawlowski from the Parks and Recreation Board for the term of 10/1/2013-10/1/2016](#)

2. [Appointment of Rob DeLain to the Parks and Recreation Board for the term of 7/1/2016-10/1/2016](#)

Moved by Ald. Keehan seconded by Ald. Nichols to accept resignation of Sue Pawlowski from Parks and Recreation Board and approve appointment of Rob DeLain to Parks and Recreation Board for the term 7/1/2016 to 10/1/2016.

Motion carried on voice vote.

3. [Appointment of Christine Stacker to the Board of Health for the term of 7/1/2016-5/1/2019](#)

Moved by Ald. Keehan seconded by Ald. Nichols to approve appointment of Christine Stacker to Board of Health for the term 7/1/2016 to 5/1/2019.

Motion carried on voice vote.

4. Reappointment of Patricia Rudolph to the Board of Review for the term of 7/1/2016-7/1/2021
Moved by Ald. Keehan seconded by Ald. Benner to approve reappointment of Patricia Rudolph to Board of Review for the term 7/1/2016 to 7/1/2021.
Motion carried on voice vote.

5. Reappointment of Bob Golz to the Library Board for the term of 7/1/2016-7/1/2019
Moved by Ald. Keehan seconded by Ald. Nichols to approve reappointment of Bob Golz to Library Board for the term 7/1/2016 to 7/1/2019.
Motion carried voice vote.

6. Reappointment of Larry Haase to the Housing Authority for the term of 7/1/2016-7/1/2021
Moved by Ald. Keehan seconded by Ald. Zelinski to approve reappointment of Larry Haase to Housing Authority for the term 7/1/2016 to 7/1/2021.
Motion carried on voice vote.

M. CLAIMS AGAINST THE CITY
None

N. PUBLIC COMMENTS ON ANY MATTER LISTED ON THE AGENDA
(five (5) minute time limit for each person)

Kathy Stahl, 44 DePere Street, Menasha. Questioned if the owners of 100 Fox Street were given options and if neighbors were surveyed about where to put Loop the Lake trail.

O. ADJOURNMENT
Moved by Ald. Taylor seconded by Ald. Keehan to adjourn at 7:39 p.m.
Motion carried on voice vote.

Deborah A. Galeazzi, WCMC,
City Clerk